

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

SIEMENS MEDICAL SOLUTIONS USA,  
INC.,

Plaintiff,

 $V_*$ 

SAINT-GOBAIN CERAMICS &  
PLASTICS, INC.,

Defendant.

C.A. No. 07-190 (SLR)

**REDACTED –  
PUBLIC VERSION**

**DECLARATION OF MICHAEL A. PEARSON, JR. IN SUPPORT OF  
SIEMENS' REPLY BRIEF IN SUPPORT OF MOTION FOR SUMMARY  
JUDGMENT ON SAINT-GOBAIN'S AFFIRMATIVE DEFENSES AND  
MOTION TO STRIKE SAINT-GOBAIN'S FOURTH AFFIRMATIVE DEFENSE**

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Original Filing Date: June 11, 2008  
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FOR THE DISTRICT OF DELAWARE

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SIEMENS MEDICAL SOLUTIONS USA, INC.,

Plaintiff,

v.

SAINT-GOBAIN CERAMICS & PLASTICS, INC.,

Defendant.

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Civil Action No. 07-190 SLR

**FILED UNDER SEAL**

**DECLARATION OF MICHAEL A. PEARSON, JR.**

I, Michael A. Pearson, Jr., hereby declare:

1. I am an attorney at the law firm of Kirkland & Ellis LLP, which represents Siemens Medical Solutions USA, Inc., in the above-captioned matter.

2. Attached as Exhibit 1 is a true and correct copy of excerpts of the deposition of Douglas McKnight, taken in Middleburg Heights, Ohio on June 2, 2008.

3. Attached as Exhibit 2 is a true and correct copy of the document bearing bates numbers PH1171-72 produced by Philips Medical Systems (Cleveland), Inc. pursuant to subpoena in this litigation.

4. Attached as Exhibit 3 is a true and correct copy of the document bearing bates numbers PH1173-74 produced by Philips Medical Systems (Cleveland), Inc. pursuant to subpoena in this litigation.

5. Attached as Exhibit 4 is a true and correct copy of excerpts of the deposition of Thomas Field taken in New York, New York on April 9, 2008.

6. Attached as Exhibit 5 is a true and correct copy of excerpts of the deposition of Dominique Rothan taken in New York, New York on April 22, 2008.

7. Attached as Exhibit 6 is a true and correct copy of the document bearing bates numbers SGCP092251-53 produced by Saint-Gobain in this litigation.

I hereby declare, under penalty of perjury, that the foregoing statements are true and correct to the best of my personal knowledge.

Date: June 11, 2008

A handwritten signature in black ink, appearing to read 'Michael A. Pearson, Jr.', written over a horizontal line.

Michael A. Pearson, Jr.

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on June 17, 2008, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

Kelly E. Farnan, Esquire  
RICHARDS, LAYTON & FINGER, P.A.

I also certify that copies were caused to be served on June 17, 2008, upon the following in the manner indicated:

**VIA ELECTRONIC MAIL AND HAND DELIVERY**

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New York, NY 10022

*/s/ Maryellen Noreika*

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Maryellen Noreika (#3208)

# EXHIBIT 1

REDACTED  
IN ITS  
ENTIRETY

## EXHIBIT 2

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IN ITS  
ENTIRETY



# EXHIBIT 3

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# EXHIBIT 4

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# EXHIBIT 5

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# EXHIBIT 6

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